

10/533768

JC17 Rec'd PCT/PTO 04 MAY 2005

**UNITED STATES PATENT APPLICATION TRANSMITTAL FORM**

Mail Stop PCT  
COMMISSIONER FOR PATENTS  
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Alexandria, VA 22313-1450  
Attention: DO/EO/US

Docket No.: 0002263USU/3061

Customer No.: 27623

Dear Sir:

Transmitted herewith for filing is the patent application of

Applicant (s): Piero CHIARELLI and Renzo DALSENO

For: CONTROLLED AND CONTINUED DELIVERY  
OF RIFAXIMIN AND/OR OTHER  
SUBSTANCES

International Application No.: PCT/EP03/12346

International Filing Date: 5 November 2003

**ENTERING OF U.S. NATIONAL STAGE UNDER 35 U.S.C. §371**

Transmitted herewith for filing are the following documents submitted under 37 C.F.R. §1.495(b) for the purpose of entering the national stage in the United States of America as an elected office. Enclosed are:

XXXX Specification (9 pps.) consisting of: Description (5 pps.); Claims (4 pps.) and Abstract (0 page);

XXXX Declaration and Power of Attorney;

XXXX 1 sheet of drawing;

XXXX Preliminary Amendment;

       An Assignment of the invention to: \_\_\_\_\_,  
including \$40.00 recordation fee and recordation cover sheet;

XXXX Information Disclosure Statement with copies of patent(s) (Form - PTO-1449);

XXXX The undersigned attorney has verified that the applicant is entitled to a Small Entity Status;

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**XXXX** Priority of Italian application Serial Nos. FI2002A000212, filed on 5 November 2002 and MI2002A002438, filed on 18 November 2002; PI2003A000005, filed on 14 January 2003 and PI2003A000013, filed on 21 February 2003 and PCT International Application No. PCT/EP03/12346 filed on 05 November 2003 is claimed under 35 U.S.C. §119 and 35 U.S.C. §365;

**XXXX** Cover page of published PCT Publication No. WO 2004/041240 A1;

\_\_\_\_\_ Copy of International Preliminary Examination dated \_\_\_\_\_;

\_\_\_\_\_ Copy of PCT Demand Under Article 31; and

**XXXX** Copy of International Search Report dated 12 March 2004.

\_\_\_\_\_ Copy of Written Opinion.

\_\_\_\_\_ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) are transmitted herewith.

The Filing Fee is calculated below.

CLAIMS AS FILED				
(1) For	(2) Number Filed	(3) Number Extra	(4) Rate	(5) Basic Fee \$300.00
Total Claims	17 - 20 =	0	x \$50.00	\$
Independent Claims	2 - 3 =	0	x \$200.00	\$
Multiple Dependent Claim Fee		x \$360.00 = \$0.00		
<b>SEARCH FEE</b>		<b>\$500.00</b>		
<b>EXAMINATION FEE</b>		<b>\$200.00</b>		
<b>NATIONAL STAGE APPLICATION SIZE FEE</b> <b>(\$250 FOR EACH ADDITIONAL</b> <b>50 SHEETS OVER 100 SHEETS)</b>		<b>\$</b>		
<b>TOTAL FILING FEE</b>		<b>\$1,000.00</b>		
<b>1/2 FILING FEE FOR SMALL ENTITY</b>		<b>\$500.00</b>		

**XXX** Firm's check in the amount of \$ 500.00 to cover the filing fee;

**XXX** The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. 1.16 and 1.17 which may be required with this communication or during the entire pendency of the application, or credit any overpayment, to **Deposit Account No. 01-0467**. A duplicate copy of this Form is enclosed.

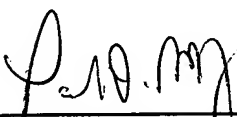
**XXX** Postcard.

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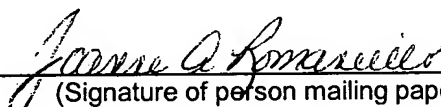
Dated: May 4, 2005

  
\_\_\_\_\_  
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**CERTIFICATE OF EXPRESS MAILING**

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Certificate No. **EV483975255US**, service under 37 CFR §1.10 and is addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Attn: DO/EO/US on May 4, 2005.

Joanne A. Romaniello  
(Typed name of person mailing paper)

  
\_\_\_\_\_  
(Signature of person mailing paper)